

Status of the Claims

Claims 1-19 are pending.

Remarks

Applicant respectfully submits the Amendments and Remarks to place this application in better condition for allowance. Applicant believes that the claims as amended herein are in condition for allowance. Applicant respectfully requests favorable consideration of these claims. If the examiner believes that further amendments are required, Applicant respectfully requests the examiner contact the undersigned attorney.

Rejection under 35 USC §102

In order to sustain a rejection under 35 USC § 102 the cited reference must show each and every element of the claimed invention. As Steiner does not show each and every element of the claimed invention as set forth above, Applicant respectfully asserts that the rejection cannot be sustained. While Steiner provides a heater in the server, it does not pre-heat the server before dispensing the beverage therein. Applicant respectfully requests that the Examiner withdraw this rejection under 35 USC § 102 based on Steiner.

No other fees are believed due at this time, however, please charge any additional deficiencies or credit any overpayments to deposit account number 12-0913 with reference to our attorney docket number (27726-93386).

Respectfully submitted,
BARNES & THORNBURG LLP



3/7/06

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